

436  
ATE : 1 JUN 62

CLASSIFIED MESSAGE

**SECRET**

TO : DIRECTOR

FROM : [ ]

SUBJECT: WE 6

INFO : DCI, DCI (GROGAN), DDP, ADDP, DD/S, SSA, OS 2, S/C 2,  
OGC 2

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ROUTINE

IN 44502

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REF: OFPW 33528

KNIGHT FROM [ ]

*Being handled by  
General Counsel's office*

1. BEFORE PROCEEDING WOULD APPRECIATE CLARIFICATION ON CERTAIN POINTS. FIRST, ARE WE DOING THIS MAINLY TO HAVE OUR POSITION ON RECORD OR DO WE INTEND TAKE LEGAL ACTION IF HE PROCEEDS PUBLISH BOOK REGARDLESS.

2. MCCARGAR STATES HE DISCUSSED THE IDEA OF THE BOOK WITH IDEN A AND IDEN B IN ADVANCE. HE HAS INDICATED THAT THEY SEEMED TO THINK THERE WAS NOTHING TO PREVENT HIS SO DOING AND THAT THEY ASKED HIM TO SUBMIT THE MANUSCRIPT FOR SECURITY CLEARANCE BEFORE PUBLISHING, WHICH HE DID. HE SAYS HE IS PERFECTLY AGREEABLE TO MAKING ANY REASONABLE CHANGES OR DELETIONS IN INTERESTS OF SECURITY, ALTHOUGH HE SAYS HE PURPOSELY KEPT THE TONE GENERAL TO AVOID ANY POSSIBLE JEOPARDY TO AGENCY PERSONNEL OR OPS.

3. DID ANY KUBARK OFFICIAL REMIND HIM OF HIS SECRECY OATH BEFORE HE WENT AHEAD? WOULD LIKE COPY MEMO OF CONVERSATION IF AVAILABLE. MATERIAL SENT HERE DOES NOT INDICATE THAT HQS TOOK STRONG STAND UNTIL AFTER HE HAD HAD WRITTEN AND SUBMITTED MANUSCRIPT FOR APPROVAL.

2 JUN 1962

**SECRET**

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CLASSIFIED MESSAGE

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4. BOOK REPRESENTS BETTER PART OF A YEAR'S WORK ON MCCARGAR' PART AND HE DEPENDENT ON IT TO PAY ROOM, BOARD AND DEBTS. I BELIEVE HE HAS ALREADY SPENT HIS ADVANCE FROM DUTTON. BEFORE GIVING UP IDEA OF PUBLICATION HE WILL UNDOUBTEDLY CONSULT ATTORNEY TO DETERMINE HIS LEGAL POSITION.

5. UNLESS HQS PREPARED TO RISK LEGAL SHOWDOWN, MIGHT IT BE MORE PRUDENT SUGGEST CHANGES AND DELETIONS. WE REALIZE UNFORTUNATE PRECEDENT WHICH MAY BE SET IF, AS FORMER EMPLOYEE, HE PUBLISHES BOOK, BUT IN VIEW SPATE OF BOOKS ON KUBARK, HE AND HIS LAWYER WILL PROBABLY FIGURE KUBARK UNLIKELY GO TO COURT. FROM FIFTEEN YEAR'S ACQUAINTANCE, I DOUBT THAT MCCARGAR CAN BE BLUFFED ON THIS MATTER. I WOULD LIKE MAXIMUM BACKUP AND UNDERSTANDING OF HQS INTENTIONS BEFORE TAKING THIS ON, AS I THINK IT MAY OTHERWISE BOOMERANG.

END OF MESSAGE

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